

U.S. Serial No. 10/789,398  
Attorney Docket No. 98-P0151US2  
Examiner Thomas Sweet

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Kathleen M. Miller et al. Art Unit: 3774  
Serial No.: 10/789,398 Examiner: Thomas Sweet  
Filed: February 27, 2004 Confirmation No.: 4925  
Title: IMPLANTABLE OR INSERTABLE MEDICAL DEVICE RESISTANT TO  
MICROBIAL GROWTH AND BIOFILM FORMATION

VIA EFS-WEB  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

<p style="text-align: center;">Certificate of Electronic Transmission <u>Under 37 C.F.R. §1.8</u></p> <p>I hereby certify that 10/638,920t this correspondence and any document referenced herein are being electronically filed with the USPTO via EFS-Web on November 19, 2009.</p> <p style="text-align: center;"><u>Nancy Joyce Simmons</u> (Printed Name of Person Sending Correspondence)</p> <p style="text-align: center;"><u>/nancy joyce simmons/</u> (Signature)</p>
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**AMENDMENT ACCOMPANYING AN RCE**

Sir:

This Amendment and associated comments accompany the RCE being filed herewith. Please charge the fee under 37 CFR 1.17(e) for an RCE (\$810.00) to Deposit Account Number 50-1047. Any other fees deemed to be due or credit for any overpayment for this application should be directed to Deposit Account Number 50-1047 and authorization is hereby given to charge such account.

Kindly consider the following Amendments.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2.

**Remarks** begin on page 17.